

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF OHIO
EASTERN DIVISION**

IN RE PRESCRIPTION
OPIATE LITIGATION

This document relates to:
Case No. 1:18-op-45776-DAP

BOARD OF COUNTY COMMISSIONERS
OF THE COUNTY OF SANTA FE,

Plaintiff,

vs.

PURDUE PHARMA. et al.,

Defendants.

MDL No. 2804

Case No. 17-md-2804

Judge Dan Aaron Polster

CROSS-NOTICE OF FACT DEPOSITION OF CHAD ANDREW

TO: ALL PARTIES AND THEIR ATTORNEYS OF RECORD

PLEASE TAKE NOTICE that, pursuant to Federal Rule of Civil Procedure 30(b),

Defendants The Kroger Co., Kroger Limited Partnership I, Kroger Limited Partnership II, and Smith's Food & Drug Centers, Inc., by undersigned counsel, hereby cross-notice in this matter the deposition of Chad Andrew. Plaintiff's Notice of Fact Deposition of Chad Andrew in *State of New Mexico v. Purdue Pharma, L.P.*, Case No. D-101-CV-2017-02541, is attached hereto as **Exhibit A.**

The deposition will take place on February 28, 2022, at 9:00 a.m. CDT. Plaintiff will utilize Golkow Litigation Services for court reporting and videographer services, the contact information of which is Golkow Litigation Services, 1650 Market Street, Suite 5150, Philadelphia, PA, 19103. The telephone number is (215) 586-4220 and email address is scheduling@golkow.com.

Counsel will notify all parties in the New Mexico action seven (7) days prior if the deposition will be conducted remotely or in-person. If it is determined that the deposition will proceed remotely, it will be conducted in accordance with the protocol(s) established by the Court in *State of New Mexico v. Purdue Pharma, L.P.* The deposition will be recorded stenographically, by video, and through instant visual display of testimony, before a notary public or other person authorized to administer oaths pursuant to Rule 1-028.

You are invited to attend and participate in the manner provided for in the Federal Rules of Civil Procedure and the New Mexico Rules of Civil Procedure.

Respectfully submitted,

**COUNSEL FOR DEFENDANTS THE
KROGER CO., KROGER LIMITED
PARTNERSHIP I,
KROGER LIMITED PARTNERSHIP II and
SMITH'S FOOD & DRUG CENTERS, INC.**

s/ Ronda L. Harvey

Ronda L. Harvey (WVSB 6326)
Fazal A. Shere (WVSB 5433)
Ashley Hardesty Odell (WVSB 9380)
BOWLES RICE LLP
600 Quarrier Street
Charleston, West Virginia 25301
304-347-1701
rharvey@bowlesrice.com
fshere@bowlesrice.com
ahardestyodell@bowlesrice.com

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of February 2022, I electronically filed a copy of the foregoing with the Clerk of the Court using the ECF system, which sent notification of such filing to all counsel of record.

/s/ Ronda L. Harvey
Ronda L. Harvey